



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF  
AMERICA,

Plaintiff,

vs.

BRAIN J. TANSEY,

Defendant.

} Case No. CR 10-537-R

**ORDER OF DETENTION**

I

A.  On motion by the Government/  on Court's own motion, in a case allegedly involving:

1.  a serious risk that the defendant will flee.
2.  a serious risk that the defendant will:
  - a.  obstruct or attempt to obstruct justice.
  - b.  threaten, injure or intimidate a prospective witness or juror, or attempt to do so.
3.  a violation of supervised release.

1 II

2 A. ( ) The Court finds that no condition or combination of conditions  
3 will reasonably assure:

4 1. ( ) the appearance of the defendant as required.

5 ( ) and/or

6 2. ( ) the safety of any person or the community.

7 B. (X) Defendant has not established by clear and convincing evidence  
8 to the contrary that he does not pose a risk of flight or danger to the community  
9 as provided in 18 U.S.C. § 3143 (a).

10

11 III

12 The Court has considered:

13 A. the nature and circumstances of the offense(s) charged, including  
14 whether the offense is a crime of violence, a Federal crime of terrorism, or  
15 involves a minor victim or a controlled substance, firearm, explosive, or  
16 destructive device;

17 B. the weight of evidence against the defendant;

18 C. the history and characteristics of the defendant; and

19 D. the nature and seriousness of the danger to any person or the community.

20

21 IV

22 The Court bases the foregoing finding(s) on the following:

23 A. (X) As to flight risk: DEFENDANT ABSCONDED FROM  
24 SUPERVISED RELEASE, HAVING FAILED TO REPORT TO A RESIDENTIAL  
25 TREATMENT PROGRAM OR PROBATION FOLLOWING HIS RELEASE FROM  
26 CUSTODY.

B. ( ) As to danger:

VI

- A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.
- B. IT IS FURTHER ORDERED that the defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal.
- C. IT IS FURTHER ORDERED that the defendant be afforded reasonable opportunity for private consultation with counsel.
- D. IT IS FURTHER ORDERED that, on order of a Court of the United States or on request of any attorney for the Government, the person in charge of the corrections facility in which defendant is confined deliver the defendant to a United States marshal for the purpose of an appearance in connection with a court proceeding.

DATED: August 8, 2011

**MARC L. GOLDMAN**  
**MARC L. GOLDMAN** \_\_\_\_\_  
**UNITED STATES MAGISTRATE JUDGE**